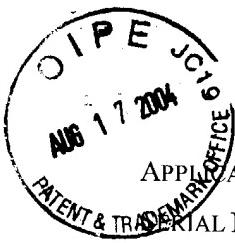


Express Mail Label No. EV 392160375US

Date of Deposit: August 17,2004

Attorney Docket No. 22058-521 (GI5345)



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Keith et al.

SERIAL NUMBER: 09/521,696

EXAMINER: J. Seharaseyon

FILING DATE: March 9, 2000

ART UNIT: 1647

FOR: Use of Interleukin-11 To Prevent Immune-Mediated Cytotoxicity

Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450



### TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

1. Notice of Appeal (1 pg)
2. Check No. 19162 in the amount of \$330.00;
3. Petition for Extension of Time (1 pg);
4. Check No. 19174 in the amount of \$530.00; and
5. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 22058-521. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

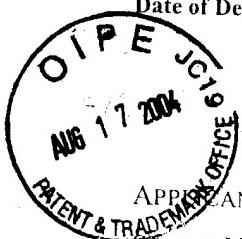
Ivor R. Elrifi, Reg. No. 39,529  
David E. Johnson, Reg. No. 41,874  
Attorneys for Applicants  
Tel: (617) 542-6000  
Fax: (617) 542-2241  
**Customer No. 30623**

Dated: August 17, 2004

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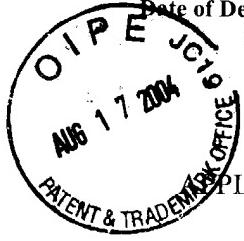
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Dated: August 17, 2004

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58-18-00 AF 161  
Attorney Docket No.: 22058-521



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**Mail Stop AF**  
Commissioner for Patents  
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Alexandria, VA 22313-1450

**NOTICE OF APPEAL**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Examiner's February 17, 2004 final Office Action in the above-identified application. A check in the amount of \$330.00 for filing this appeal is enclosed herewith, as required by 37 C.F.R. § 1.17(b).

Applicants file herewith a petition for a one-month extension of time for responding to the final Office Action. With the extension, the Notice of Appeal is due on or before August 17, 2004.

The Commissioner is authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 22058-521. A duplicate copy of this Notice is enclosed.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529  
David E. Johnson, Reg. No. 41,874  
Attorney for Applicants  
Tel: (617) 542-6000  
Fax: (617) 542-2241

Dated: August 17, 2004